



## ATTACHMENT A

### Remarks

The telephone conferences held with Examiner Ruben Brown beginning on December 7, 2004, the date that the RCE was filed, and including the telephone conference held on December 17, 2004, are gratefully acknowledged. The discussions at these telephone conferences centered around the rejection on prior art and the allowability of certain claims. In particular, Examiner Brown had indicated that claim 1 appears to be allowable and that the other claims would appear to be allowable if amended accordingly. As discussed below, this has been done. The courtesy and cooperative spirit shown by the Examiner is much appreciated. The substance of the various telephone conferences is incorporated in the remarks which follow.

As indicated above, Examiner Brown stated that claim 1 appears to be allowable and that the other independent claims would appear to be allowable if amended to include similar language. As indicated above, all of the independent claims have been so amended and, for example, referring to claim 9, this claim now recites the step of "providing a user interface for enabling a user to determine a schedule for an electronic program guide in the in-band data broadcast." As set forth in the last response, the Examiner has admitted that the main reference, the Matthews patent, does not disclose the provision of a user interface that enables a user to determine a scheduled time and channel of the EPG data, and has attempted to make up for this deficiency of Matthews as a reference by asserting that Schein, at column 6, lines 21-40, discloses the recited feature. It is respectfully submitted that, as is believed clear from the passage cited, Schein merely teaches that a user may select one of several instances of a schedule for a show. The Schein system will then cause a VCR to record the show at the scheduled time. In response to this argument, the Examiner has pointed to lines 43-48 of column 6 of Schein. However, it is respectfully submitted that these lines merely refer to providing information as to other sources of the show or information about this show (e.g., similar to that shown in Fig. 3). This is different from the present invention as claimed, in which EPG data, not a show or information relating to a single show, is cached at a single time. It is respectfully submitted that claim 1 and amended claim 9, 15, 16, 21, 25, 32 and 36 patentably define over the references cited.

Allowance of the application in its present form is respectfully solicited.

**END REMARKS**